

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

PENNSYLVANIA NATIONAL)
MUTUAL INSURANCE COMPANY,)

Plaintiff,)

VS.)

Case No.: CV-08-J-0635-S

HANNA STEEL CORPORATION, ET)
AL.,)

Defendants.)

**AMERICAN MANUFACTURERS MUTUAL INSURANCE COMPANY'S
MOTION FOR SUMMARY JUDGMENT**

Defendant American Manufacturers Mutual Insurance Company (“American Manufacturers”), by its undersigned attorneys, pursuant to Rule 56 of Federal Rules of Civil Procedure, hereby moves for Summary Judgment as to each count of Pennsylvania National Mutual Insurance Company’s complaint, American Manufacturers’ crossclaim against Hanna Steel Corporation (“Hanna Steel”), and Hanna Steel’s crossclaim against American Manufacturers.

This Motion seeks this Court’s determination that American Manufacturers, as a matter of law, owes no coverage obligation to Hanna Steel or any other party with respect to Hanna Steel’s defense costs or liabilities arising from underlying actions alleging bodily injury and property damage as a result of Hanna Steel’s industrial operations in Jefferson County, Alabama, because, under governing principles of Alabama law, the pollution exclusion in the policy American Manufacturers issued to Hanna Steel precludes coverage for the underlying actions.

For this reason, as more fully elaborated in American Manufacturers' accompanying Memorandum of Points and Authorities in Support of Its Motion for Summary Judgment and exhibits submitted herewith, which are incorporated herein by reference, American Manufacturers' Motion for Summary Judgment should be granted.

Dated: October 28, 2008

Respectfully submitted,

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/s/ Paul A. Dame

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CERTIFICATE OF SERVICE

I hereby certify that on October 28, 2008, I electronically filed the foregoing AMERICAN MANUFACTURERS MUTUAL INSURANCE COMPANY'S MOTION FOR SUMMARY JUDGMENT, with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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